



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

REGION 4  
SAM NUNN ATLANTA FEDERAL CENTER  
61 FORSYTH STREET  
ATLANTA, GEORGIA 30303-8960

June 17, 2021

**INFORMATION REQUEST**

**URGENT LEGAL MATTER - PROMPT REPLY REQUESTED NECESSARY**  
**VIA E-MAIL**

Commanding Officer  
Attn: NREAO  
Marine Corps Air Station Beaufort  
P.O. Box 55001  
Beaufort, South Carolina 29904

Marine Corps Air Station Beaufort  
Geiger Blvd, Building 601 Room 213  
Beaufort, South Carolina 29904

Re: Request for Information for the Kalama Specialty Chemicals Site  
Beaufort, Beaufort County, South Carolina

To Whom It May Concern:

Pursuant to the authority of Section 104(e) of the Comprehensive Environmental Response, Compensation, and Liability Act (CERCLA), 42 U.S.C § 9604(e), you are hereby requested to respond to the Information Request attached hereto for the Kalama Specialty Chemicals Site located at 3090 Trask Parkway (U.S. Highway 21) in U.S. and is approximately 50 acres. Instruction on how to respond to the question, definitions and the questions are included in **Enclosure A**.

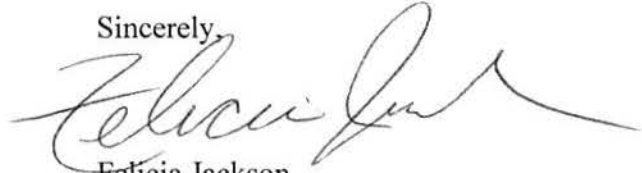
Compliance with the Information Request is mandatory. Failure to respond fully and truthfully to the Information Request within **30 calendar days** from the date of your receipt of this letter, or adequately to justify such failure to respond, can result in enforcement action by the U.S. Environmental Protection Agency against you, pursuant to Section 104(e) of CERCLA, 42 U.S.C. § 9604(e). This statute permits the EPA to seek the imposition of penalties of up to \$58,328.00 for each day of continued non-compliance. Please be further advised that provision of false, fictitious, or fraudulent statements or representations may subject you to criminal penalties under 18 U.S.C. § 1001.

Please submit your response to the Information Request to me by e-mail at [jackson.felicia@epa.gov](mailto:jackson.felicia@epa.gov) and by e-mail to Stedman Southall, Associate Regional Counsel, at [southall.stedman@epa.gov](mailto:southall.stedman@epa.gov) within **30 calendar days** from the date of your receipt of this letter. Your response should be contemporaneously submitted by mail to U.S. EPA Region 4, 61 Forsyth Street, S.W., Atlanta, Georgia 30303. This Information Request is not subject to the approval requirements of the Paperwork Reduction Act of 1980, 44 U.S.C. § 3501 et seq.

Due to the legal ramifications of your failure to respond properly, the EPA strongly encourages you to give this matter immediate attention and to respond to this Information Request within the time specified above. Should you have any questions pertaining to this letter, please contact me at (404) 562-8894.

Thank you for your cooperation in this matter.

Sincerely,

A handwritten signature in black ink, appearing to read 'Felicia Jackson', with a long, sweeping horizontal line extending to the right.

Felicia Jackson  
Enforcement Project Manager

Enclosure:

- A. 104(e) Information Request Instructions, Definitions, and Questions  
for Marine Corps Air Station Beaufort

**ENCLOSURE A – INFORMATION REQUEST FOR  
KALAMA SPECIALTY CHEMICALS SITE**

**Instructions**

1. A separate response must be made to each of the questions set forth in this Information Request.
2. Precede each answer with the corresponding number of the question and the subpart to which it corresponds.
3. In answering each question, identify all documents and persons that contributed information relating to each question.
4. For each document produced in response to this Information Request indicate on the document, or in some other reasonable manner, the number of the question and the subpart to which it responds.
5. If information not known or not available to you as of the date of submission of a response to this Information Request should later become known or available, you must supplement your response to the EPA. Moreover, should you find at any time after the submission of your response that any portion of the submitted information is false or misrepresents the truth, you must notify the EPA thereof as soon as possible.
6. The information requested herein must be provided notwithstanding its possible characterization as confidential information or trade secrets. You may, if you desire, assert a business confidentiality claim covering part or all of the information requested, pursuant to Sections 104(e)(7)(E) and (F) of CERCLA, 42 U.S.C. Sections 9604(e)(7)(E) and (F); Section 3007(b) of RCRA, 42 U.S.C. Section 6927(b); and 40 C.F.R. Section 2.203(b).

To make a confidentiality claim, please write or type "CONFIDENTIAL" on all confidential responses and any related confidential documents. Confidential portions of otherwise nonconfidential documents should be clearly identified. You should indicate a date, if any, after which the information needs to no longer be treated as confidential. Please submit your response so that all nonconfidential information, including any redacted versions of documents are in one envelope, and all materials for which you desire confidential treatment are in another envelope.

If no such claim accompanies the information when it is received by the EPA, it may be made available to the public by the EPA without further notice to you. You should read the above cited regulations carefully before asserting a business confidentiality claim, since certain categories of information are not properly the subject of such a claim.

7. Personnel, medical files, and similar files in which the disclosure to the general public may constitute an invasion of privacy should be segregated from your responses, included on separate sheet(s), and marked as "Personal Privacy Information."
8. Where specific information has not been memorialized in any document, but is nonetheless responsive to a question, you must respond to the question with a written response.
9. If information responsive to this Information Request is not in your possession, custody, or control,

then identify the person from whom such information may be obtained

10. If you have objections to some or all of the questions within the Information Request, you are still required to respond to each of the questions.



## **Definitions**

The following definitions shall apply to the following words as they appear in **Enclosure A**:

1. The term "you" or "Respondent" shall mean Marine Corps Air Station Beaufort (MCAS).
2. The term "person" shall have the same definition as in Section 101(21) of CERCLA: an individual, firm, corporation, association, partnership, consortium, joint venture, commercial entity, United States Government, State, municipality, commission, political subdivision of a State, or any interstate body.
3. The terms the "Site" or the "facility" shall mean and include the property on or about 3090 Trask Parkway (U.S. Highway 21) Beaufort, South Carolina, also identified as the Kalama Specialty Chemicals Superfund Site.
4. The term "hazardous substance" shall have the same definition as that contained in Section 101(14) of CERCLA and includes any mixtures of such pollutants and contaminants with any other substances. Petroleum products mixed with pollutants and contaminants are also included in this definition.
5. The term "hazardous waste" shall have the same definition as that contained in Section 1004(5) of the Resource Conservation and Recovery Act (RCRA).
6. The term "hazardous material" shall mean all hazardous substances, pollutants or contaminants, and hazardous wastes, as defined above.
7. The term "identify" means, with respect to a natural person, to set forth the person's name, present or last known business address and business telephone number, present or last known home address and home telephone number, and present or last known job title, position or business.
8. The term "identify" means, with respect to a corporation, partnership, business trust or other association or business entity (including a sole proprietorship), to set forth its full name, address, legal form (e.g., corporation, partnership, etc.), organization, if any, and a brief description of its business.
9. The term "identify" means, with respect to a document, to provide its customary business description, its date, its number, if any (invoice or purchase order number), the identity of the author, addressor, addressee and/or recipient, and the substance or the subject matter.
10. The term "release" has the same definition as that contained in Section 101(22) of CERCLA, 42 U.S.C. Section 9601(22), and includes any spilling, leaking, pumping, pouring, emitting, emptying, discharging, injecting, escaping, leaching, dumping, or disposing into the environment, including the abandonment or discharging of barrels, containers, and other closed receptacles containing any hazardous substance or pollutant or contaminant.
11. The terms "document" and "documents" shall mean any object that records, stores, or presents information, and includes writings of any kind, formal or informal, whether or not wholly or partially in handwriting, including by way of illustration and not by way of limitation, any invoice, manifest, bill of lading, receipt, endorsement, check, bank draft, canceled check, deposit slip, withdrawal slip, order, correspondence, record book, minutes, memorandum of telephone and other conversations including meetings, agreement and the like, diary, calendar, desk pad, scrapbook, notebook, bulletin, circular,

form, pamphlet, statement, journal, postcard, letter, telegram, telex, report, notice, message, analysis, comparison, graph, chart, interoffice or intra office communications, photostat or other copy of any documents, microfilm or other film record, any photograph, sound recording on any type of device, any punch card, disc or disc pack; any tape or other type of memory generally associated with computers and data processing (together with the programming instructions and other written material necessary to use such punch card, disc, or disc pack, tape or other type of memory and together with printouts of such punch card, disc, or disc pack, tape or other type of memory); and (a) every copy of each document which is not an exact duplicate of a document which it produces, (b) every copy which has any writing, figure or notation, annotation or the like on it, (c) drafts, (d) attachments to or enclosures with any document, and (e) every document referred to in any other document.

12. The terms "and" and "or" shall be construed either disjunctively or conjunctively as necessary to bring within the scope of this Information Request any information which might otherwise be construed to be outside its scope.

13. Words in the masculine shall be construed in the feminine, and vice versa, and words in the singular shall be construed in the plural, and vice versa, where appropriate in the context of a particular question or questions.

14. All terms not defined herein shall have their ordinary meaning, unless such terms are defined in CERCLA, RCRA, 40 C.F.R. Part 300, or 40 C.F.R. Parts 260-280, in which case the statutory or regulatory definitions shall apply.

15. The term "property interest" means any interest in real property including but not limited to, any ownership interest, including an easement, any interest in the rental of property, any interest in a corporation that owns or rents or owned or rented property, and any interest as either the trustee or beneficiary of a trust that owns or rents, or owned or rented property.

16. The term "asset" shall include the following: real estate, buildings or other improvements of real estate, equipment, vehicles, furniture, inventory, supplies, customer lists, accounts receivable, interest in insurance policies, interests in partnerships, corporations and unincorporated companies, securities, patents, stocks, bonds, and other tangible as well as intangible property.

Kalama Specialty Chemicals Site  
ENCLOSURE A  
INFORMATION REQUEST

Questions

1. Identify the person(s) answering these Questions on behalf of Respondent.
2. For every Question contained herein, identify all persons consulted in the preparation of the answer.
3. For each Question contained herein, identify all documents consulted, examined, or referred to in the preparation of the answer or that contain information responsive to the Question and provide true and accurate copies of all such documents.
4. In 1979, did the Marine Corps Air Station Beaufort (MCAS) have any property interest in the Site?
5. In 1979, did the MCAS operate firefighting units?
6. In 1979, did firefighting units from the MCAS respond to a fire at the Site?
  - a. Please provide a copy of any report/s prepared for the firefighting response at the Site, which you may possess?
  - b. Please describe the specific firefighting actions taken by the MCAS in responding to the fire at the Site.
  - c. Please provide a chronology of the MCAS's action(s) in response to the fire at Kalama Site in 1979.
  - d. Please describe the firefighting extinguishing, suppressants, and/or retardants applied by the MCAS at the Site during the 1979 fire event.
  - e. Please provide the amounts (gallons, pounds, liters) of firefighting extinguishing suppressants and/or retardants applied by the MCAS to the Site.
  - f. Did any of the fire extinguishing suppressants and/or retardants applied by the MCAS contain Per-and Polyfluoroalkyl Substances (PFAS)?
  - g. Please explain if the MCAS applied fire extinguishing suppressants and/or retardants to the interior of the building? If yes, then how did suppressants and/or retardants exit the fired structure (via a drainage system, ground runoff or absorption)?
  - h. Please explain if the MCAS applied fire extinguishing suppressants and/or retardants to the exterior of the building? If yes, then how did suppressants and/or retardants exit the fired structure (via a drainage system, ground runoff or absorption)?



7. If the MCAS responded to a fire at the Site in 1979, was the response voluntary or performed under the authority of a formal or informal agreement/understanding between the MCAS and any other entity/entities (governmental entity or business)?
8. If the MCAS's firefighting efforts at the Site were performed in compliance with a formal or informal agreement/understanding:
  - a. Please identify the other entity/entities in the agreement/understanding.
  - b. Please provide a copy of any written agreements or summary of unwritten agreement/understanding between the MCAS and the other entity/entities
9. If, or when, the MCAS responded to fire at the Site, were there other firefighting units present from other entities? If there were firefighting units from other entities present at the fire, please name those other firefighting entities (city, county, state, or private).
10. If there were firefighting units in addition to the MCAS at the Site, did any one firefighting unit "take the lead" in directing firefighting actions? If yes, then please name that firefighting unit.
11. If there were other firefighting units at the Site in addition to the MCAS, does the MCAS know if any of those other firefighting entities applied PFAS containing chemicals to the fire?
12. If the MCAS does know that other firefighting units present at the fire applied PFAS containing chemicals to the fire, please name those entities.
13. Since 1979, has the MCAS responded to any fires within a one-mile radius of the Site? If yes, please provide the date of the fire, the address of the fire/s and the businesses involved.
14. Provide any information the MCAS may have about the Site.

Please describe (chronologically) all actions you observed taken by the Kalama Specialty Chemicals Company, Inc. (Kalama) at the fire incident. Did Kalama apply any firefighting material to the fire, if yes, list those materials which Kalama applied to the fire.

15. Provide a brief description of the nature of the MCAS's operations, at the Site, including:
  - a. The date such operations commenced and concluded;
  - b. The types of work performed including, but not limited to, the industrial, chemical, or institutional processes undertaken at each location;
  - c. The hazardous material/waste streams generated, including the nature, volume, and content of each waste stream, and the disposal process(es) for each identified waste stream;
  - d. Whether any waste streams were ever discharged directly or indirectly into the Site (see location on attached map).



16. For each current or prior owner, operator, lessor, or lessee of any portion of the Site or facility:
  - a. Identify such person and the nature of their operations at the facility;
  - b. Describe the portion of the facility owned, operated, or leased by each such person and state the dates during which each portion was owned, operated, or leased;
  - c. Provide copies of all documents evidencing or relating to such ownership, operation, or lease, including but not limited to, purchase and sale agreements, deeds, leases, etc.; and
  - d. Provide all evidence that any hazardous materials were released or threatened to be released at the facility during the period that such persons owned, operated, or leased the facility.
17. Provide all existing technical or analytical information about the Site or facility, including but not limited to, data and documents related to soil, water (ground and surface), geology, hydrogeology, or air quality on and about the Site or facility.
18. Identify any enforcement actions or civil actions taken against you, relating to the Site firefighting incident.
19. Identify all persons who may be responsible for the liabilities of Respondent, or Respondent's subsidiaries or divisions, arising from or relating to the release or threatened release of hazardous substances at the Site, including but not limited to successors and individuals.